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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bodley Examiner: Jack Chiang
Serial No.: 10/657513 Group Art Unit: 2642
Filed: September 8, 2003 Docket No.: 00630.0320-US-D1
Title: HEADSET COMMUNICATION UNIT (Thor)

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on

2-11-05

Brenda Jurgens

Name



Signature

Best Available Copy

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

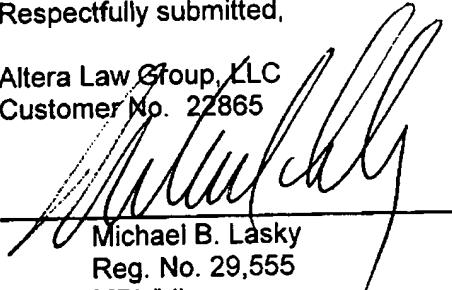
- Copy of application, preliminary amendment, information disclosure statement, etc. as filed on September 8, 2003.
- Copy of postcard acknowledged by US Patent and Trademark Office being assigned serial number 10/657513.
- Amendment and Response to Office Action
- Transmittal Sheet
- Return postcard

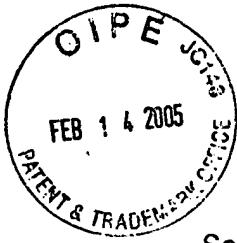
Authorization is hereby given to charge any additional fees or credit any overpayments that may be deemed necessary to Deposit Account Number 50-1038.

Respectfully submitted,

Altera Law Group, LLC
Customer No. 22865

Date: 2-11-05 By:


Michael B. Lasky
Reg. No. 29,555
MBL/blj



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Serial No. 10/657513

PATENT

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**Amendment and Response Under
37 C.F.R. §1.111**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Action dated December 23, 2004, setting a three-month shortened statutory period for response.

Summary of Response

Applicant notes that the Patent Office has issued an office action on the wrong case. The office action for this case must have been meant for another case. This was discussed with the examiner of record who agreed that applicant would submit a response to the office action explaining the error. This document is to provide written documentation of this conversation.

Details

In review of the Office Action Summary, Applicant notes under "Disposition of Claims," number 4, that claims 23 and 24 are pending in the application. Applicant wishes to inform that in this application, which has been assigned serial number 10/657,513 by the U.S. Patent and Trademark Office, a preliminary amendment was filed at the time of filing this application (filed 9/8/03), wherein claims 1-12 and 18-24 have been cancelled and it was requested that remaining claims 13-17 be renumbered as claims 1 through 5.

Applicant encloses a copy of the application, preliminary amendment, information disclosure statement, etc. as filed on September 8, 2003, along with a copy of the postcard which has been acknowledged by the US Patent and Trademark Office showing this application, Attorney Docket Number 630.320USD1, has been assigned serial number 10/657513.